

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

May 12, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, May 5, 2009, pp.11-14**
- IV. Budget Amendments – Yes, pp.15-17**
- V. New Business, pp. 20-54**
- VI. Continuing Business / Presentations**
 - A. LexTran Budget Report**
Rocky Burke, General Manager, LexTran
 - B. LFUCG Fiscal Policy Task Force Report**
Dr. Merl M. Hackbart, Professor, Finance and Public
Administration, Gatton College of Business &
Economic, University of Kentucky
- VII. Council Report**
- VIII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**
- X. Closed Session - Personnel**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of an Equipment Rental Agreement with FLIX, Inc. on Behalf of the Department of General Services, Division of Parks and Recreation for Equipment to Support the Free Friday Flicks Program. (303-09) (Hancock/Cole)

This request will authorize an Equipment Rental Agreement at a cost of \$6,999.33 with FLIX, Inc. on behalf of the Division of Parks and Recreation for the lease of equipment to support the Free Friday Flicks Program at Jacobson Park. Funds are budgeted.**p.20**

- B. Authorization of Facility Usage Agreements with Youth Leagues on Behalf of the Department of General Services, Division of Parks and Recreation. (304-09) (Hancock/Cole)

This request will authorize Facility Usage Agreements with Bluegrass Girls Fast Pitch League for use of Cardinal Run, Gainesway and Kirklevington Parks; Dixie Youth Baseball for use of Mary Todd park; Eastern Little League for use of Ecton and Woodhill parks; Northern Babe Ruth for use of Constitution Park; Northern Cal Ripken for use of Constitution, Kenawood and Marlboro parks; Southeastern Babe Ruth for use of Veterans Park, Southeastern Cal Ripken for use of Veterans, Meadowbrook, River Hill and Lansdowne-Merrick Parks; Western Little League for use of Wolf Run and Cardinal Run Parks; South Lexington Babe Ruth for use of Shillito Park; Southwest Lexington Pony Baseball for use of Garden Springs and Cardinal Run Parks; and South Lexington Youth Baseball for use of Shillito, Southland and Meadowbrook Parks, on behalf of the Division of Parks and Recreation. There is no budgetary impact.**p.21**

- C. Authorization of a Commercial Services Agreement with Insight Business™ on Behalf of the Department of General Services, Division of Parks and Recreation, William Wells Brown Community Center. (306-09) (Hancock/Cole)

This request will authorize a Commercial Services Agreement in the amount of \$350 with Insight Business™ on behalf of the William Wells Brown Community Center for the installation of internet services. Funds are budgeted.**p.22**

- D. Authorization of a Trail Design Agreement with John L. Carman and Associates, Inc. (d/b/a as CARMAN) for the Cardinal Run Park North Trail Project. (307-09) (Hancock/Cole)

This request will authorize a Trail Design Agreement in the amount of \$35,400 with John L. Carman and Associates, Inc. (d/b/a as CARMAN) for

the Cardinal Run Park North Trail project. The Trail consists of 21,100 linear feet with M2D Design Group, PLLC, for the design of the entire trail to include the preliminary and final design, develop construction documents, and provide construction management of the project. The Trail will consist of 15,000 linear feet to begin at Parkers Mill Road near the New Circle Road overpass and travel north, parallel to New Circle Road, continue around the perimeter of the park and end at Parkers Mill Road across from Cardinal Run Park south. Funds are budgeted.**p.23**

- E. Authorization of a Trail Design Agreement with M2D Design Group, PLLC, for the Jacobson Park Trail Project. (308-09) (Hancock/Cole)
This request will authorize a Trail Design Agreement in the amount of \$29,100 with M2D Design Group, PLLC, for the design of the entire trail to include the preliminary and final design, development of construction documents, and to provide construction management of the project. The Trail will consist of 7,750 linear feet to start at the Park's cul-de-sac, and continue to the intersection of Chilesburg and Richmond Road and along Hays Boulevard. Funds are budgeted.**p.24**
- F. Authorization of Change Order No. 1 to Contract with Stewart Contracting Regarding the Ice Storm 2009 Project. (325-09) (Hancock/Cole)
This request will authorize Change Order No. 1 to increase the contract amount by \$4,200 with Stewart Contracting regarding the Ice Storm 2009 project. Funds are required for cleanup of storm debris in the wooded area of the Disc Golf Course. The original contract amount was \$39,390. New contract amount is \$43,590. Funds are budgeted.**pp.25-26**
- G. Authorization of Change Order No. 1 to Contract with Huffman Construction Inc. Regarding the Ice Storm 2009 Project. (326-09) (Hancock/Cole)
This request will authorize Change Order No. 1 to increase the contract amount by \$4,205 with Huffman Construction Inc. regarding the Ice Storm 2009 project. Funds are required for removal of trees at Tates Creek, Lakeside, Avon, and Picadome golf courses during the ice storm. These trees are beyond restoration. The original contract amount was \$50,000. New contract amount is \$54,205. Funds are budgeted.**pp.27-29**
- H. Authorization of Change Order No. 1 to Contract with Tennis Technology Regarding the Woodland Park Tennis Court Project. (327-09) (Hancock/Cole)
This request will authorize Change Order No. 1 to increase the contract amount by \$5,000 with Tennis Technology regarding the Woodland Park Tennis Court project. Funds will be used to seal or repair cracks of approximately 400 feet in the courts and to be topped with a color coat. The original contract amount was \$18,418. New contract amount is \$23,418. Funds are budgeted.**pp.30-32**

- I. Authorization of Change Order No. 1 to Contract with Jarboe Construction, Inc. Regarding the Carver Community Center Passenger Elevator Project. (305-09) (P. King/Cole)

This request will authorize Change Order No. 1 to increase the contract amount by \$3,335 regarding the Carver Community Center Passenger Elevator project for rerouting the steam line that was discovered in the crawl space of the elevator pit. The original contract amount was \$124,990. New contract amount is \$128,325. Funds are budgeted.**p.33**

- J. Authorization to Submit Application to the US Department of Homeland Security on Behalf of the Department of Public Safety, Division of Fire and Emergency Services, under the 2009 Assistance to Firefighters Grant Program. (311-09) (P. King/Bennett)

This request will authorize the submission of an application for federal funds in the amount of \$139,200 to the US Department of Homeland Security on behalf of the Division of Fire and Emergency Services under the 2009 Assistance to Firefighters Grant Program. Funds will be used to purchase a computer simulated full immersion training (dubbed LEXFIT) to support first responders and regional mutual aid partners with cost effective immersive, interaction simulation-based training. A 20% (\$34,800) local match is required and has been requested in the FY2010 General Fund budget. Total project cost is \$174,000.**p.34**

- K. Authorization to Amend Section 22-5 of the Code of Ordinances within the Department of Social Services, Division of Adult and Tenant Services. (313-09) (Allen/Helm)

This request will authorize an amendment to Section 22-5 of the Code of Ordinances to create one (1) position of Client Assessment Counselor (Grade 112E) within the Division of Adult and Tenant Services. The position is funded from the Homeless Prevention and Rapid Re-Housing Program grant under the American Recovery and Reinvestment Act 2009. The FY2010 cost will be \$35,040.54.**p.35**

- L. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Planning, for the Share the Road Campaign – FY2009. (314-09) (P. King/Webb)

This request will authorize the acceptance of an award of federal funds in the amount of \$64,000 from KYTC for a Share the Road media campaign. This campaign will promote bicycle and pedestrian safety in Lexington-Fayette County and the Bluegrass Region on the benefit of bicycling and walking, lawful bicycle riding, lawful pedestrian behavior, and to educate motorists about interacting with bicyclists and pedestrians on our roadways. The source of federal funds is the Federal Highway Administration, Congestion Mitigation and Air Quality Improvement Program. A 20% (\$16,000) local match is required and is budgeted in the Division's 2009 General Fund budget.**p.36**

- M. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Engineering, for the Bates Creek Road Sidewalk Improvements Project - FY2009. (315-09) (P. King/Webb)

This request will authorize the acceptance of an award of federal funds in the amount of \$811,360 from KYTC for the Bates Creek Road Sidewalk Improvements Project to construct a 1.6-mile sidewalk on both sides of Bates Creek Road between The Enclave and Dove Run Road. The project also includes intersection improvements of curb ramps, detectable warnings and pedestrian signals, bus shelter and landscaping. The source of federal funds is the Federal Highway Administration, Congestion Mitigation and Air Quality Improvement Program. A minimum 20% (\$200,000) local match is required and is budgeted in the Division's 2009 General Fund budget with \$2,840 coming from the Municipal Aid Program.**p.37**

- N. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) on Behalf of the Department of Public Works and Development, Division of Engineering, for the Fiber Optic Cable Installation Program - FY2009. (316-09) (P. King/Webb)

This request will authorize the acceptance of an award of federal funds in the amount of \$320,000 from KYTC for the Fiber Optic Cable Installation Program. Funds will be used to support the costs of fiber optic cable installation and video equipment / data communications integration on Man O' War Boulevard from Bates Creek Road to Nicholasville Road; Nicholasville Road from Wilson Downing Road to Tiverton Way and Toronto Road to Cobblestone Court; Bates Creek Road from New Circle Road to Man O' War Boulevard; and North Broadway from Fire Station No. 8 to Old Paris Pike. The source of federal funds is the Federal Highway Administration, Congestion Mitigation and Air Quality Improvement Program. A 20% (\$80,000) local match is required and is budgeted in the Division's 2009 General Fund budget.**p.38**

- O. Authorization of an Agreement with the Board of Education of Fayette County, Kentucky, for the Summer Food Service Program for 2009. (317-09) (P. King/O'Mara)

This request will authorize an agreement with the Board of Education of Fayette County to prepare and deliver meals to sites designated by the Divisions of Community Development and Parks & Recreation for the US Department of Agriculture's Summer Food Program during the summer months of 2009. This program includes breakfast at \$1.55; lunch at \$2.50 and a snack at \$.67. The government only pays for the food actually ordered and delivered to the designated sites. Funds in the amount of \$144,000 are budgeted.**p.39**

- P. Authorization of an Agreement with the Lansdowne Neighborhood Association for a Neighborhood Median Beautification Project. (318-09) (Langston)
This request will authorize an agreement for additional funds of \$4,605 with the Lansdowne Neighborhood Association from the 2006 Neighborhood Development Bond Funds to complete the Neighborhood Median Beautification project. Funds will be used for plants, top soil, Roundup®, mulch, and labor costs. This project is to be completed by June 30, 2009.**p.40**
- Q. Authorization of a Partial Release of a Utility Easement on Property Located at 6400, 6401, and 6409 – 6413 Polo Club Lane. (319-09) (Askew)
This request will authorize a partial release of a utility easement on property located at 6400, 6401, and 6409 – 6413 Polo Club Lane. This partial release has been reviewed by the Divisions of Engineering, Water Quality and Traffic Engineering, and the Department of Law. There is no budgetary implication for LFUCG.**p.41**
- R. Authorization of a Release of a Sanitary Sewer Easement on Property Located at 1201 Four Pines Court. (320-09) (Askew)
This request will authorize a release of a sanitary sewer easement on property located at 1201 Four Pines Court. This release has been reviewed and approved by the Divisions of Engineering, Water Quality and Traffic Engineering, and the Department of Law. There is no budgetary implication for LFUCG.**p.42**
- S. Authorization of a Partial Release of an Access and Utility Easement on Property Located at 3228 Summit Square Place. (321-09) (Askew)
This request will authorize a partial release of an access and utility easement on property located at 3228 Summit Square Place. This partial release has been reviewed by the Divisions of Engineering, Water Quality and Traffic Engineering, and the Department of Law. There is no budgetary implication for LFUCG.**p.43**
- T. Authorization of Addendum No. 6 to Master License Agreement with Computer Sciences Corporation (CSC) Regarding RISKMASTER MESA. (324-09) (Askew)
This request will authorize Addendum No. 6 to the Master License Agreement with CSC for RISKMASTER MESA software licenses and related maintenance services at a cost of \$19,660.20 on the first of a 5-year agreement. This software is used to handle claims against the government. Funds are budgeted.**p.44**
- U. Authorization of a Purchase Agreement with Frankfort Court, LLC, for a Portion of Property located at 2401 Old Frankfort Pike for a Material Recovery Facility. (322-09) (Taylor)

This request will authorize a Purchase Agreement in the amount of \$1,665,950 with Frankfort Court, LLC, for lots 3 through 9, measuring 30.29 acres, and is a portion of 2401 Old Frankfort Pike. The additional acreage will allow for expansion of the Lexington Recycling Center and the construction of a Material Recovery facility for a household hazardous waste drop-off center. The sum of \$83,297.50 has been paid under an Option to Purchase and will be applied to the purchase price.**p.45**

V. Authorization of Contracts to Award Funds to Neighborhood Associations Under the Department of Environmental Quality's Neighborhood and Community Sustainability Grant Program for Improvements of Environment Health of Neighborhoods. (323-09) (Taylor)

This request will authorize contracts with the following Neighborhood Associations for environmental projects for funding under the Department of Environmental Quality, Neighborhood and Community Sustainability Grant Program:

- ☐ Martin Luther King Neighborhood Association, \$1,800 for a community composting project.
- ☐ Northside Neighborhood Association \$1,130 for a community garden.
- ☐ William Wells Brown Neighborhood, \$2,500 for the removal of old trees and planting of new ones.
- ☐ Gratz Park Neighborhood Association, \$1,600 for tree survey and replacement.
- ☐ Historic Western Suburb Neighborhood, \$1,350 for rain barrels.
- ☐ Winburn Neighborhood Association, \$2,500 for a community garden.
- ☐ Meadowthorpe Neighborhood, \$2,500 for tree planting.
- ☐ McConnell Trace Neighborhood Association, \$1,150 for tree planting.
- ☐ Columbia Heights Neighborhood Association, \$2,280 for tree planting.
- ☐ Mentelle Neighborhood Association, \$2,500 for a rain garden.
- ☐ Seven Parks Neighborhood Association, \$2,500 for a community garden demonstration.
- ☐ Aylesford Place Neighborhood Association, \$2,475 for tree planting.
- ☐ Lansdowne Neighborhood Association, \$1,232 for stream cleaning.
- ☐ Chevy Chase Neighborhood Association, \$2,500 for Lily rain barrels.
- ☐ Fairway Neighborhood Association, \$600 for tree planting.
- ☐ Shriner's Neighborhood Association, \$2,383 for tree planting.
- ☐ Hamburg Homeowners Association, \$2,500 for a rain garden.
- ☐ Eastland Parkway Neighborhood Association, \$2,500 for stream cleanup.

- ☐ Picadome Neighborhood Association, \$1,500 for stream cleaning and vegetative habitat restoration.
- ☐ Beaumont Residential Association, \$2,500 to install waste receptacles for litter prevention.
- ☐ Spicewood Neighborhood Association, \$2,500 for rain barrels and tree planting.
- ☐ Port Royal Neighborhood Association, \$2,500 to install a stream vegetative buffer along Roanoke Drive.
- ☐ Gleneagles Homeowners Association, \$2,500 to plant a riparian buffer on each side of the stream.
- ☐ Spindletop Community Association, \$2,500 to cleanup the old construction demolition debris dump.**pp.46-47**

- W. Authorization of an Ordinance for Industrial Revenue Bonds (IRBs) for Transylvania University. (329-09) (Wright/Kelly)
This request will authorize an ordinance for the issuance of IRBs in the amount of \$10,700,000 to refund outstanding revenue bond Series 1998 and 2000. There is no cost or liability to LFUCG.**p.48**
- X. Authorization of an Ordinance for Industrial Revenue Bonds (IRBs) for the Lexington School. (330-09) (Wright/Kelly)
This request will authorize an ordinance for the issuance of IRBs in the amount of \$8,500,000 to refund outstanding revenue bond Series 2003. There is no cost or liability to LFUCG.**p.49**
- Y. Authorization of a Professional Service Agreement with Carrie Barnett, Sexual Assault Nurse Examiner (SANE), for Performance of Forensic Examinations. (331-09) (P. King/Bennett)
This request will authorize a Professional Service Agreement with Carrie Barnett, SANE, to serve on an “on-call” basis for the performance of forensic examinations at the University of Kentucky Emergency Room. Federal funding is provided under the Violence Against Women Act from the Kentucky Justice Cabinet for the operation of the SANE Program. The agreement is from January 1, 2009 through December 31, 2009. Funds are budgeted.**p.50**
- Z. Authorization of a Professional Service Agreement with Sharon McCartt, Sexual Assault Nurse Examiner (SANE), for Performance of Forensic Examinations. (332-09) (P. King/Bennett)
This request will authorize a Professional Service Agreement with Sharon McCartt, SANE, to serve on an “on-call” basis for the performance of forensic examinations at the University of Kentucky Emergency Room. Federal funding is provided under the Violence Against Women Act from the Kentucky Justice Cabinet for the operation of the SANE Program. The agreement is from January 1, 2009 through December 31, 2009. Funds are budgeted.**p.51**

AA. Authorization to Submit Applications to the Kentucky Office of Homeland Security on Behalf of the Department of Public Safety, Divisions of Fire and Emergency Services and Police, under the 2009 State Homeland Security Grant Program. (333-09) (P. King/Bennett)

This request will authorize the submission of applications to the Kentucky Office of Homeland Security on behalf of the Divisions of Fire and Emergency Services and Police under the 2009 State Homeland Security Grant Program.

Grant applications by the Division of Fire and Emergency Services for:

- ☐ purchase of an Area Rae Wireless Multi-Channel Transportable Real-Time Air Quality Monitor Equipment System to perform remote, wide-area and real-time monitoring of air quality for any airborne hazardous chemicals and transmit the data in real-time. Funds in the amount of \$106,000 have been requested.
- ☐ improvements to the Technical Rescue Program to better prepare and equip the Division for structural collapses. All rescue personnel will be certified as Urban Search and Rescue Structural Collapse Technicians. Funds in the amount of \$210,000 have been requested for this program. This application also includes the purchase of specialized rescue equipment in the amount of \$115,000.

Grant applications by the Division of Police for:

- ☐ purchase and installation of Mobile Data Computers for the Division, Transylvania University Police, Kentucky Horse Park Police, Bluegrass Airport Public Safety, and the Fayette County School. Funds in the amount of \$864,627 have been requested.
- ☐ purchase of equipment for the Hazardous Devices Unit for a AHURA First Defender Explosive Detector, robot upgrades, encryption software, ballistic vests, and other explosive device mitigation equipment Funds in the amount of \$151,600 have been requested.
- ☐ purchase of a total containment vessel and for two total containment vessel gas-tight upgrades, one upgrade for an existing total containment vessel.
- ☐ an ipMobileNet RF network tower for the western portion of the county, and for the acquisition and deployment of secure high-speed wireless networking at facilities at the Divisions of Police and Community Corrections, the Fayette County Sheriff's Office and the Kentucky Horse Park. Funds in the amount of \$172,000 have been requested. No matching funds are required.**pp.52-53**

BB. Authorization to Amend Sections 21-14(b), 23-6(a)(4) and 22-13 of the Code of Ordinances Regarding Pre-Employment Physicals and Drug Screening. (334-09) (Allen/O'Mara)

This request will authorize amendments to Sections 21-14(b), 23-6(a)(4) and cross-references of 22-13 of the Code of Ordinances to require a pre-employment physical for specific jobs specified by the director and potential employees to submit to a drug screening before starting employment. Drug screening will also apply to all full-time positions.**p.54**